



#12108
PATENT 8/22/02

Docket No. 220022001720
Client Reference SF 98-008-3

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EV 093212668 US

Date of Deposit: August 16, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Tamara Alcaraz

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Harold S. BERNSTEIN and
Shaun R. COUGHLIN

Serial No.: 09/757,049

Filing Date: January 8, 2001

For: METHODS AND COMPOSITIONS FOR
REGULATING CELL CYCLE
PROGRESSION

Examiner: K. Davis

Group Art Unit: 1636

RECEIVED

AUG 21 2002

TECH CENTER 1600/2900

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated May 21, 2002 (Paper No. 9) for which a response was due on June 21, 2002 and for which a two month extension of time is also requested to extend the time for response from June 21, 2002 to August 21, 2002. Accordingly, this response is timely filed.

Applicant hereby elects Group VII (claims 56-61), without traverse. Applicant expressly reserves his/her right under 35 U.S.C. § 121 to file a divisional application directed to the nonelected subject matter during the pendency of this application, or an application claiming priority from this application.

Applicant requests examination of the elected subject matter on the merits.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 220022001720. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: August 16, 2002

By:



Catherine M. Polizzi
Registration No. 40,130

Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5651
Facsimile: (650) 494-0792